

# STATE OF NEW YORK

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6874--A

2019-2020 Regular Sessions

## IN SENATE

November 25, 2019

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Introduced by Sens. GAUGHRAN, CARLUCCI, THOMAS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Judiciary in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the real property law, in relation to the power to revoke or suspend the license of a real estate broker or salesman

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (a) of subdivision 1 of section 441-c of the real  
2 property law, as amended by chapter 81 of the laws of 1995, is amended  
3 to read as follows:

4 (a) The department of state may revoke the license of a real estate  
5 broker or salesman or suspend the same, for such period as the depart-  
6 ment may deem proper, or in lieu thereof may impose a fine not exceeding  
7 one thousand dollars payable to the department of state, or a reprimand  
8 upon conviction of the licensee of a violation of any provision of this  
9 article, or for a material misstatement in the application for such  
10 license, or if such licensee has been guilty of fraud or fraudulent  
11 practices, or for dishonest or misleading advertising, or has demon-  
12 strated untrustworthiness or incompetency to act as a real estate broker  
13 or salesman, or for a violation of article fifteen of the executive law  
14 committed in his or her capacity as a real estate broker or salesman, as  
15 the case may be. In the case of a real estate broker engaged in the  
16 business of a tenant relocater, untrustworthiness or incompetency shall  
17 include engaging in any course of conduct including, but not limited to,  
18 the interruption or discontinuance of essential building service, that  
19 interferes with or disturbs the peace, comfort, repose and quiet enjoy-  
20 ment of a tenant.

21 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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